

Message Text

LIMITED OFFICIAL USE

PAGE 01 MANILA 18025 290350Z

65

ACTION TRSE-00

INFO OCT-01 EA-07 ISO-00 NEA-10 AID-05 CIAE-00 COME-00

EB-07 FRB-03 INR-07 NSAE-00 USIA-06 XMB-02 OPIC-03

SP-02 CIEP-01 LAB-04 SIL-01 OMB-01 L-03 H-02 IO-10

PA-01 PRS-01 NSC-05 SS-15 STR-04 CEA-01 /102 W

----- 046269

R 290207Z DEC 75

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 695

LIMITED OFFICIAL USE MANILA 18025

USADB

PASS TREASURY FOR MUNK

E.O. 11652: ADS, DECLAS 12/31/76

TAGS: EAID, EFIN

SUBJECT: TAXATION OF ADB EMPLOYEES

REF: (A) TREASURY 75-231, (B) TREASURY 75-221,
(C) TREASURY 75-209, (D) MANILA 16872, (E) MANILA 17604

FOLLOWING IS ADB GENERAL COUNSEL'S RESPONSE TO USADB
REQUEST FOR SPECIFIC INFORMATION CONCERNING TAXATION BY
BANK MEMBER COUNTRIES OF SALARIES AND EMOLUMENTS PAID BY
BANK TO STASF MEMBERS OF THEIR NATIONALITY:

QUOTE

ONLY A LIMITED NUMBER OF MEMBER COUNTRIES HAVE RESERVED
THE RIGHT TO TAX SUCH SALARIES AND EMOLUMENTS. WE HAVE
MADE ENQUIRIES CONCERNING THE ACTUAL TAXATION ARRANGEMENTS
WHICH ARE APPLIED IN PRACTICE BY THESE COUNTRIES. ON THE
BASIS OF THESE ENQUIRIES, I CAN CONFIRM THAT AT THE
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MANILA 18025 290350Z

PRESENT TIME THE REPUBLIC OF THE PHILIPPINES AND THE UNITED

STATES ARE THE ONLY TWO COUNTRIES WHICH ARE LEVYING
ANY TAX UPON THE SALARY AND EMOLUMENTS OF STAFF
MEMBERS.

IT MAY BE PERTINENT FOR ME TO MAKE ONE ADDITIONAL
OBSERVATION. ON THE BASIS OF OUR ENQUIRIES, IT SEEMS
THAT MANY OF THE COUNTRIES WHICH HAVE RESERVED THE
RIGHT TO TAX HAVE DONE SO IN ORDER TO COVER A SITUATION
IN WHICH A STAFF MEMBER OF THEIR NATIONALITY MAY
ACTUALLY BE LIVING IN THEIR TERRITORIES WHILE RECEIVING
SALARY AND EMOLUMENTS FROM THE BANK. SINCE ALL OF THE
BANK'S REGULAR STAFF MEMBERS AT PRESENT LIVE IN MANILA,
THE CIRCUMSTANCES WHICH MIGHT CAUSE THESE COUNTRIES
TO INVOKE THEIR RIGHT TO TAX HAVE NOT ARISEN, NOR ARE
SUCH CIRCUMSTANCES LIKELY TO ARISE UNLESS THE BANK
DECIDES TO ESTABLISH A BRANCH OFFICE EMPLOYING LOCAL
PERSONNEL IN ONE OR MORE OF THE COUNTRIES CONCERNED.
UNQUOTE.
SULLIVAN

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INCOME TAXES
Control Number: n/a
Copy: SINGLE
Draft Date: 29 DEC 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975MANILA18025
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750448-0507
From: MANILA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t1975128/aaaaagtb.tel
Line Count: 80
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION TRSE
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 23 JUL 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23 JUL 2003 by CunninFX>; APPROVED <06 AUG 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: TAXATION OF ADB EMPLOYEES
TAGS: EAID, EFIN, APER, RP, ADB
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006